

RECEIVED

26 JUL 2005

10/511245

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **FORMULATION OF FINE PARTICLES USING LIQUEFIED OR DENSE GASES**, the specification of which

\_\_\_\_\_ is attached hereto.

  X   was filed on October 13, 2004, with an International Application Date of 15 April 2003 (Attorney Docket No. HILLS1130)

as U.S. Application Serial No. 10/511,245

and was amended on \_\_\_\_\_

if applicable (the "Application").

I hereby authorize and request insertion of the application serial number of the Application when officially known.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, Code of Federal Regulations ("C.F.R."), § 1.56.

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

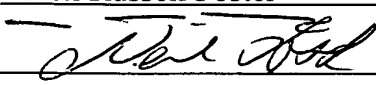
With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of the application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of the Application:

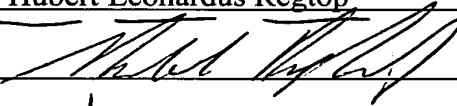
<u>PCT/AU03/00453</u>	<u>15 April 2003</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
 <u>                    </u>	 <u>                    </u>	 <u>                    </u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
 <u>                    </u>	 <u>                    </u>	 <u>                    </u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

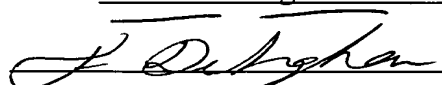
I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

COUNTRY	APPLICATION NO.	FILING DATE	PRIORITY CLAIMED	
<u>AU</u>	<u>PS 1744</u>	<u>15 April 2002</u>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
AU	2003901180	12 March 2003	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00 Full name of first inventor: Neil Russell Foster  
Inventor's signature:   
Date: 21.02.05  
Citizenship: AU  
Post Office Address 9 Golden Grove  
Cherrybrook, New South Wales, 2126 Australia AUX

2-00 Full name of second inventor: Hubert Leonardus Regtop  
Inventor's signature:   
Date: 22/01/05  
Citizenship: AU  
Post Office Address 18 Murchison Street  
Mittagong, New South Wales, 2575 Australia AUX

3-00 Full name of third inventor: Fariba Dehghani  
Inventor's signature:   
Date: 22/01/05  
Citizenship: AU  
Post Office Address 8/83 Dalmeny Avenue  
Rosebery, New South Wales, 2018 Australia AUX

400 Full name of fourth inventor: Andrian TandyInventor's signature: Date: 27 / 01 / 05Citizenship: IDPost Office Address c/o School of Chemical Engineering and Industrial Chemistry  
University of New South Wales, 2052 Australia

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Foster et al. Art Unit: Not Yet Assigned  
Application No.: 10/511,245 Examiner: Not Yet Assigned  
IA Filing Date: 15 April 2003  
Title: FORMULATION OF FINE PARTICLES USING LIQUEFIED OR DENSE  
GASES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**POWER OF ATTORNEY BY ASSIGNEE**

As a below-named assignee of the above-identified application ("Application"):

I hereby appoint the following attorneys of **USPTO Customer No. 28213** to prosecute the Application and to transact all business in the United States Patent and Trademark Office connected therewith:

DARYL BASHAM	Registration No. 45,869
JOHN J. BRUCKNER	Registration No. 35,816
LISA A. HAILE	Registration No. 38,347
RICHARD J. IMBRA	Registration No. 37,643
JUNE M. LEARN	Registration No. 31,238
ALAN A. LIMBACH	Registration No. 39,749
TIMOTHY W. LOHSE	Registration No. 35,255
MICHAEL P. REED	Registration No. 45,647
GERALD T. SEKIMURA	Registration No. 30,103
ANTONY M. NOVOM	Registration No. 45,517

I hereby authorize and request insertion of the application number of the Application when officially known.

10/51245

In re Application of: Neil Russell Foster, et al.  
 Application No.: 10/511,245  
 IA Filing Date: 15 April 2003  
 Page 2

Direct all telephone calls to:

LISA A. HAILE, PH.D.  
 Telephone: (858) 677-1456

Address all correspondence to:

LISA A. HAILE, PH.D.  
 DLA PIPER RUDNICK GRAY CARY US  
 4365 Executive Drive, Suite 1100  
 San Diego, CA 92121-2133

**IEFFEL TECHNOLOGIES LIMITED**

By: PASCAL L C HICKEY  
 Name: Pascal L.C. Hickey  
 Title: CHIEF OPERATING OFFICER  
 Date: 21 JANUARY 2005